

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *[Signature]* D.C.  
05 OCT 17 PM 2:55

BETTY J. PATRICK TYLER,

Plaintiff,

v.

No. 02-2137 B/V

FEDERAL EXPRESS CORPORATION,

Defendant.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WD. OF TN, MEMPHIS

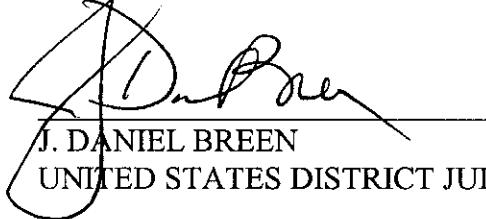
---

ORDER DENYING PLAINTIFF'S MOTION TO STRIKE DEFENDANT'S RESPONSE TO  
PLAINTIFF'S RESPONSE TO COURT'S ORDER TO SHOW CAUSE

---

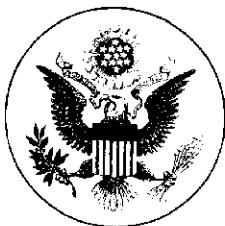
Before the Court is the motion of Plaintiff, Betty Tyler, to strike Defendant, Federal Express Corporation's response to Plaintiff's response to this Court's order to show cause issued on October 4, 2005 and the declaration of Nicolle Gempler submitted in support of said response. As the Court finds that the motion is not well taken, it is hereby DENIED.

IT IS SO ORDERED this 17<sup>th</sup> day of October 2005.

  
J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 10-18-05

111



## Notice of Distribution

This notice confirms a copy of the document docketed as number 111 in case 2:02-CV-02137 was distributed by fax, mail, or direct printing on October 18, 2005 to the parties listed.

---

Barak J. Babcock  
FEDERAL EXPRESS CORPORATION  
3620 Hacks Cross Rd.  
Bldg. B, 3rd fl.  
Memphis, TN 38125

Stuart B. Breakstone  
BREAKSTONE & ASSOCIATES  
200 Jefferson Ave.  
Ste. #725  
Memphis, TN 38103

Kathy D. Baker  
BREAKSTONE & ASSOCIATES  
200 Jefferson Ave.  
Ste. #725  
Memphis, TN 38103

Honorable J. Breen  
US DISTRICT COURT